

Barber was filed August 21, 2000, and issued September 25, 2001.

On February 25, 2002, Applicant filed a petition to accept an unintentionally delayed claim of priority. That petition requested acceptance of Applicant's priority claim to Patent Application Serial No. 60/189,160, filed March 14, 2000, entitled In Home/Office Tornado Alert System. The inventorship and ownership of the '160 application and the current '772 application are the same. That petition was granted by the Office of Petitions on March 12, 2002, and a corrected filing receipt was generated identifying the same on March 11, 2002.

The subject matter contained in the claims of Applicant's '772 application takes priority to the '160 application, the priority date being March 14, 2000. Therefore, the Barber reference is not prior art under 35 U.S.C. §103(a) and may not be used to reject the claims.

Because the Barber patent has been removed as a prior art reference, Applicant requests that the rejection of claims 1-5, 7-10, 12, 14, 15, and 17 be withdrawn.

Additionally, the Examiner does not assert that Boozer depicts all the limitations of the claims. Therefore, Applicant requests that the rejection based on Barber in view of Boozer be withdrawn.

Applicant thanks the Examiner for the allowance of claim 23.

The references cited by the Examiner and made of record have been reviewed by Applicant. Applicant has no further remarks with regard to the cited references.

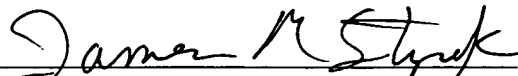
Based on the foregoing, it is submitted that the Applicant's invention as defined by the claims is patentable over the references of record. Issuance of a Notice of Allowance is solicited.

Applicant's attorney welcomes the opportunity to discuss the case with the Examiner in the event that there are any questions or comments regarding the response or the application.

This is intended to be a complete response to the Examiner's Office action mailed on July 15, 2002.

Respectfully Submitted,

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